

AMENDED IN SENATE APRIL 22, 2010  
AMENDED IN SENATE APRIL 21, 2010  
AMENDED IN SENATE APRIL 15, 2010  
AMENDED IN SENATE APRIL 5, 2010  
AMENDED IN SENATE AUGUST 25, 2009  
AMENDED IN SENATE AUGUST 19, 2009  
AMENDED IN SENATE JULY 15, 2009  
AMENDED IN ASSEMBLY JUNE 1, 2009  
AMENDED IN ASSEMBLY MAY 4, 2009  
AMENDED IN ASSEMBLY APRIL 14, 2009

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

## **ASSEMBLY BILL**

**No. 711**

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**Introduced by Assembly Member Charles Calderon**  
**(Principal coauthors: Assembly Members Coto, De La Torre,**  
**De Leon, Mendoza, Nava, John A. Perez, V. Manuel Perez, Salas,**  
**and Solorio)**

(Principal coauthors: Senators Calderon, Cedillo, Florez,  
Negrete McLeod, and Romero)

February 26, 2009

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An act relating to local government, making an appropriation therefor,  
and declaring the urgency thereof, to take effect immediately.



## LEGISLATIVE COUNSEL'S DIGEST

AB 711, as amended, Charles Calderon. Local agency formation commissions: cost of incorporation proceedings.

Existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000, authorizes a local agency formation commission to establish a schedule of fees and costs for proceedings taken pursuant to that act, including incorporation proceedings. The act authorizes the local agency formation commission to request a loan from the General Fund to cover the expenses of incorporation proceedings under specified circumstances. Under existing law, the California Main Street Program Fund is created to fund technical assistance and training for small cities' government, business organizations, merchants, and property owners in order to accomplish community and economic revitalization and development of older central and historic business districts and neighborhoods.

This bill would, ~~upon approval and order of the Department of Finance that sufficient moneys in the fund are available, appropriate an amount not to exceed~~ *transfer \$45,000 from the California Main Street Environmental Enhancement and Mitigation Program Fund to the General Fund, and appropriate that amount from the General Fund to the Controller for allocation to the Los Angeles County Local Agency Formation Commission for a loan to the East Los Angeles Residents Association, as specified. The bill would make findings and declarations regarding the need for a special statute.*

This bill would declare that it is to take effect immediately as an urgency statute.

Vote:  $\frac{2}{3}$ . Appropriation: yes. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     ~~SECTION 1. Upon approval and order of the Department of~~
- 2     ~~Finance that sufficient moneys in the fund are available, an amount~~
- 3     ~~not to exceed forty-five thousand dollars (\$45,000) is hereby~~
- 4     ~~appropriated from the California Main Street Program~~
- 5     ~~SECTION 1. The sum of forty-five thousand dollars (\$45,000)~~
- 6     ~~is hereby transferred from the Environmental Enhancement and~~
- 7     ~~Mitigation Program Fund to the General Fund, and is hereby~~
- 8     ~~appropriated from the General Fund to the Controller for allocation~~



1 to the Los Angeles County Local Agency Formation Commission  
2 for a loan to the East Los Angeles Residents Association, pursuant  
3 to subdivision (g) of Section 56383 of the Government Code. ~~Of~~  
4 ~~the amounts that are deposited in the fund as otherwise required~~  
5 ~~by law, priority shall be given to the appropriation described in~~  
6 ~~this section.~~

7 SEC. 2. The Legislature finds and declares that this act is a  
8 special law that is necessary because a general law cannot be made  
9 applicable within the meaning of Section 16 of Article IV of the  
10 California Constitution because of the unique circumstances of  
11 the Los Angeles County Local Agency Formation Commission  
12 and the East Los Angeles Residents Association. In that respect,  
13 the Los Angeles County Local Agency Formation Commission  
14 and the East Los Angeles Residents Association require this loan  
15 to complete incorporation proceedings.

16 SEC. 3. This act is an urgency statute necessary for the  
17 immediate preservation of the public peace, health, or safety within  
18 the meaning of Article IV of the Constitution and shall go into  
19 immediate effect. The facts constituting the necessity are:

20 In order for the Los Angeles County Local Agency Formation  
21 Commission to grant a loan to the East Los Angeles Residents  
22 Association to complete incorporation proceedings and to meet a  
23 contractual deadline to pay for and start an economic impact study,  
24 it is necessary that this act go into immediate effect.